

2013 DRAFTING REQUEST

Bill

Received:	3/12/2014	Received By:	emueller
Wanted:	As time permits	Same as LRB:	-4376
For:	Jim Ott (608) 266-0486	By/Representing:	Anne Sappenfield
May Contact:		Drafter:	emueller
Subject:	Local Gov't - misc Transportation - highways	Addl. Drafters:	
		Extra Copies:	ARG, MES

Submit via email: YES
 Requester's email: Rep.OttJ@legis.wisconsin.gov
 Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Municipalities acting together on highway actions

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	emueller 3/12/2014	scalvin 3/12/2014	jfrantze 3/12/2014	_____	lparisi 3/12/2014	mbarman 3/12/2014	

FE Sent For:

None
needed

<END>

2013 DRAFTING REQUEST

Bill

Received:	3/12/2014	Received By:	emueller
Wanted:	As time permits	Same as LRB:	-4376
For:	Jim Ott (608) 266-0486	By/Representing:	Anne Sappenfield
May Contact:		Drafter:	emueller
Subject:	Local Gov't - misc Transportation - highways	Addl. Drafters:	
		Extra Copies:	ARG, MES

Submit via email: **YES**
 Requester's email: **Rep.OttJ@legis.wisconsin.gov**
 Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Municipalities acting together on highway actions

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	emueller 3/12/2014	scalvin 3/12/2014	jfrantze 3/12/2014	_____	lparisi 3/12/2014		

FE Sent For:

<END>

2013 DRAFTING REQUEST

Bill

Received:	3/12/2014	Received By:	emueller
Wanted:	As time permits	Same as LRB:	-4376
For:	Jim Ott (608) 266-0486	By/Representing:	Anne Sappenfield
May Contact:		Drafter:	emueller
Subject:	Local Gov't - misc Transportation - highways	Addl. Drafters:	
		Extra Copies:	ARG, MES

Submit via email: **YES**
 Requester's email: **Rep.OttJ@legis.wisconsin.gov**
 Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

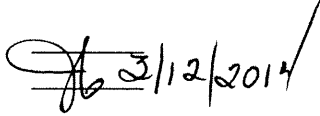
Topic:

Municipalities acting together on highway actions ✓

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	emueller						
/1	EUM 3/12/14	/1 SAC 03/12/2014	/1 SAC 03/12/2014	 3/12/2014			

FE Sent For:

<END>

Mueller, Eric

From: Sappenfield, Anne
Sent: Tuesday, March 11, 2014 9:38 AM
To: Mueller, Eric
Subject: bill drafts

Hi Eric,

Could you please draft LRB—4376/P1 and 4377/P1 as /1's? Please remove the law revision note, as well. Also, I need a companion for each. Sen. Grothman and Rep. Jim Ott will be introducing them, so they are the requestors from this point on.

Thank you, and let me know if you have any questions.
Anne

Anne Sappenfield
Principal Attorney
WI Legislative Council
(608) 267-9485



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-4376/1 4401/1

EVM:sac:1

steps
RMNR

PK

2013 BILL

3 / 12 / 14

Soon

gen act

- 1 AN ACT *to amend* 82.21 (2) of the statutes; **relating to:** laying out, altering, or
- 2 discontinuing a town line highway.

Analysis by the Legislative Reference Bureau

Under current law, the procedure to lay out, alter, or discontinue a highway on the line between a town and another town, a city, or a village (municipality), or a highway extending from one town into an adjoining municipality, may be initiated when one of the following occurs in each affected municipality: 1) six resident freeholders of the municipality deliver an application to lay out, alter, or discontinue a town line highway to the clerk of every municipality that would be affected by the proposal, or 2) the town board, city council, or village board introduces a resolution to lay out, alter, or discontinue a town line highway. After the requisite applications are delivered or resolutions are adopted, the governing bodies of the municipalities, "acting together," take the actions affecting the covered town line highway. The Wisconsin Supreme Court in *Dawson v. Town of Jackson*, 336 Wis. 2d 318 (2011) determined that the "acting together" requirement means that, while the municipal governing bodies must "come together and cooperate to resolve a joint application . . . the statute does not mandate the creation of a new, combined board. Approval of both [governing bodies] is necessary . . ." This bill clarifies the language of the statute to confirm the holding of the Wisconsin Supreme Court.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

BILL

SECTION 1. 82.21 (2) of the statutes is amended to read:

82.21 (2) CONTENTS OF THE APPLICATION OR RESOLUTION. An application or resolution under sub. (1) shall contain a legal description of the highway to be discontinued or of the proposed highway to be laid out or altered and a scale map of the land that would be affected by the application. Upon completion of the requirements of sub. (1), the governing bodies of the municipalities, acting together in cooperation, but voting upon applications or resolutions as separate governing bodies, shall proceed under ss. 82.10 to 82.13.

(END)

Parisi, Lori

From: Mueller, Virginia
Sent: Wednesday, March 12, 2014 1:34 PM
To: LRB.Legal
Subject: Draft Review: LRB -4401/1 Topic: Municipalities acting together on highway actions

Please Jacket LRB -4401/1 for the ASSEMBLY.